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7 IN THE UNITED STATES BANKRUPTCY COURT  
8 DISTRICT OF OREGON  
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10 In re:

11 EDWARD JAMES DUFFY

Case No. 17-31966-dwh13

12 NOTICE OF OBJECTION TO  
13 CONFIRMATION  
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16 Kevin O'Connell, P.C. an unsecured creditor, hereby serves its Notice of Objection to  
17 Confirmation of the debtor's proposed Chapter 13 Plan. This Creditor filed a proof of claim on  
18 or about June 27, 2017, indicating that the total amount of the claim at the time the case was filed  
19 was \$97,241.47. The Debtor's proposed Plan provides such a limited monthly payment over 36  
20 or 37 months to make recovery by this Creditor nominal at best.

21 The basis for the objection is the following:

22 1. Debtor had been negotiating with Parcus which has had a better than six year  
23 positive relationship with Impact Medical, LLC. The Debtor is the sole owner of Impact  
24 Medical, LLC. Prior to the filing of the Chapter 13 proceeding, the Debtor believed that Parcus  
25 was going to make a substantial capital investment in Impact Medical, LLC.

26 2. The Debtor has made a very substantial personal investment in Impact Medical,

Page 1 – NOTICE OF OBJECTION TO CONFIRMATION

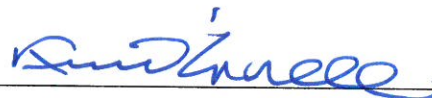
1 LLC and since 2011 until it filed a Chapter 11 proceeding (later converted to a Chapter 7  
2 proceeding.) Debtor purchased Impact Medical, LLC from the Bankruptcy Trustee in that  
3 proceeding in excess of \$60,000.00. The Debtor has worked diligently to build value in Impact  
4 Medical, LLC over the last couple of years. There is no reason to believe that he will cease to  
5 do this. The Chapter 13 Trustee should arrange to evaluate Impact Medical, LLC and determine  
6 its fair market value.

7 3. The Bankruptcy Trustee can also determine if Parcus wishes to acquire Impact  
8 Medical.

9 4. In any event, it would seem only fair to the Creditors of the Debtor that if he  
10 continues either the business or the organization of Impact Medical, LLC and does obtain the  
11 capital investment within the term of the Plan, that a significant portion of that infusion or  
12 purchase price should benefit the Debtor's Creditors.

13 WHEREFORE, this Creditor respectfully requests that the Court deny confirmation and  
14 dismiss this case, or in an alternative, direct the Debtor to amend the Plan to take into account the  
15 true value of Impact Medical, LLC or its business.

16 Dated this 27 day of June, 2017



17 Kevin O'Connell, OSB No. 660924  
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**CERTIFICATE OF SERVICE**

I hereby certify that I served the **NOTICE OF OBJECTION TO  
CONFIRMATION** on the following:

Nicholas Hendersen, Attorney for  
Edward J. Duffy  
Motschenbacher & Blattner  
117 SW Taylor, Suite 300  
Portland, Oregon 97204

on this 27 day of June, 2017, by:

- X   mailing to said individuals a complete and correct copy thereof, contained  
in a sealed envelope, addressed as set forth above and deposited in the  
United States mail at Portland, Oregon, with postage thereon prepaid, on  
said day.
- electronic mail, at the email address set forth above.
- telephonic facsimile communication device, at the telephone number(s) set  
forth above, which device was working at the time service was made.

HAGEN O'CONNELL LLP

By:   
Kevin O'Connell, OSB No. 660924